

TEXAS TRANSPORTATION COMMISSION

El Paso County

MINUTE ORDER

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El Paso District

In 2019, under the General Appropriations Act (HB 1, 86th Texas Legislature 2019), Rider 44, page VII-30, the Texas Legislature required that, from any available source of revenue, an amount not to exceed \$32,000,000 shall be allocated to provide funding for the design, construction, acquisition, and installation of an intelligent transportation system, and the design and construction of infrastructure projects at the international ports of entry at the Bridge of the Americas (BOTA) and at the Ysleta Bridge, also known as the Zaragoza Bridge, in El Paso, on right of way or other property that is part of or outside the state highway system, to increase security measures and expedite border crossings and trade (generally described as the Intelligent Transportation Systems Infrastructure project).

The City of El Paso (City) submitted a request to the Texas Department of Transportation (department) for state participation in the form of a grant of funds in the amount of up to \$18,000,000 to pay a portion of the costs of the Intelligent Transportation Systems Infrastructure project.


Article III, Section 49-k of the Texas constitution (constitutional provision) created the Texas Mobility Fund (fund) in the state treasury and provides that the fund shall be administered by the Texas Transportation Commission (commission) as a revolving fund to provide a method of financing the construction, reconstruction, acquisition, and expansion of state highways and to provide participation by the state in the payment of a portion of the costs of constructing and providing publicly-owned toll roads and other public transportation projects, in accordance with the procedures, standards and limitations established by law.

The Texas Legislature implemented the authority granted by this constitutional provision in Transportation Code, Chapter 201, Subchapter M (enabling act). Transportation Code §201.943 provides that the commission, by order, may issue obligations, including Texas Mobility Fund General Obligation Bonds, secured by and payable from a pledge of and lien on all or part of the money in the fund.


IT IS THEREFORE ORDERED by the commission that the Intelligent Transportation Systems Infrastructure project meets the eligibility requirements for state participation under the constitutional provision, and the commission approves the state participation in the form of a grant in the amount of up to \$18,000,000 to the City from any available source of revenue, including money in the fund other than the proceeds of obligations issued under the enabling act, to be used for the Intelligent Transportation Systems Infrastructure project, and authorizes and directs the executive director of the department to take all actions necessary to effect the purposes of this minute order.

Submitted and reviewed by:

Recommended by:

DocuSigned by:

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Director, Transportation Planning and
Programming Division

DocuSigned by:

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Executive Director

116052 July 29 2021

Minute
Number

Date
Passed